

STATE AND LOCAL DEPARTMENT/AGENCY INDIRECT COST NEGOTIATION AGREEMENT

DATE: April 10, 2008

INSTITUTION:

Colorado Department of Agriculture
700 Kipling Street
Lakewood, CO 80215-5894

FILING REFERENCE:

This replaces Negotiation Agreement
Dated: June 11, 2007

The indirect cost rates contained herein are for use on grants and contracts with the Federal Government to which the following applies: OMB Circular A-87 (Revised 5/4/95, as further amended 8/29/97), "Cost Principles for State, Local, and Indian Tribal Governments." They are subject to the limitations contained in the Circular and in Section II-A below. The rates were negotiated with the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, in accordance with the authority contained in Attachment A of the Circular. The appropriate rate base for the resulting indirect cost rate is total direct salaries and wages.¹

SECTION I: RATES:

| <u>Rate Type</u> | <u>Date Effective</u> | <u>Rate</u> |
|------------------|--------------------------------------|---------------|
| Fixed | July 1, 2008 to June 30, 2009 | 21.48% |

SECTION II: GENERAL:

A. LIMITATIONS: Use of the rates contained in this agreement is subject to any statutory or administrative limitation applicable to a given grant or contract and the availability of funds.

Acceptance of the rates agreed to herein is predicated on the conditions: (1) that no costs other than those incurred by the State or locality were included in the Agency's indirect cost pool as finally accepted and that such costs are legal obligations of the State or locality and allowable

¹ Total direct salaries and wages includes permanent full-time, permanent part-time, non-permanent full-time and non-permanent part-time employee wages.

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under the governing cost principles, (2) that the same costs that have been treated as indirect costs are not claimed as direct costs, (3) that similar types of costs have been accorded consistent accounting treatment, and (4) that the information provided by the Agency which was used as a basis for acceptance of the rates agreed herein is not subsequently found to be materially inaccurate.

B. AUDIT: Adjustments to amounts resulting from an audit of the cost allocation plan and/or other financial documents upon which the negotiation of this agreement was based will be compensated for in a subsequent negotiation.

C. NOTIFICATION TO OTHER FEDERAL AGENCIES: Copies of this document may be provided to other Federal agencies as a means of notifying them of the agreement contained herein.

By Colorado Department
of Agriculture


Signature

Mr. Sheldon R. Jones
Deputy Commissioner

4/14/08
Date

By the U.S. Department of Agriculture
on behalf of the Federal Government:


Signature

Ms. Laura MacKenzie, Director
Financial Management Division

4/10/2008
Date